

Declaration

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 6 June 2009, Donavon Lee Favre  
Donavon Lee Favre RN 24,724 phone 7274718917

Applicant	:	ROBINSON, Leanne G,
Appl. No.	:	10/530,630
Filing Date	:	04/07/2005
Title	:	SUBSTITUTE FOR ANIMAL PROTEIN IN CATTLE FEED
Examiner	:	Sandra Saucier
Agent's File Reference	:	Leanne Robinson

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

We, Leanne Gail Robinson and William Leslie Rodee, the named inventors in the above identified patent application hereby declare:

The present inventors had marketed a product containing lactobacillus and an enzyme system. The composition was a trade secret. The ratio of digestive enzyme units to colony forming units is estimated to be 6.8 digestive enzyme units to  $10 \times 10^7$  colony forming units based upon the input ingredients. The amount of enzyme per feeding was  $2.7 \times 10^3$  digestive units per oz. (28.3 g). The date that the product first went on sale was 1995. The product was sold to a marketer as a digestive aid for dairy cattle. The marketer, located in Maryland, in turn sold the product to distributors and dealers in the northeast United States. This product was sold as a yeast product (*saccharomyces cerevisiae*) containing lactic bacteria (*Lactobacillus acidophilus*) and enzymes (amylase). We sold the rights to the product to the marketer and disposed of our records some time ago.

The yeast product was guaranteed to contain not less than  $40 \times 10^9$  yeast cells, ( $10 \times 10^9$  being live yeast cells),  $2.0 \times 10^8$  lactic cells (of that  $5 \times 10^8$  were cfu/oz). The enzyme amylase was not guaranteed because of amount in the product was minute. If calculated it would amount to approximately 1568 BAU/oz. This yeast

product was fed at the rate of 1oz/head/day.

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FIRST INVENTOR:			
Given Name (first and middle [if any]) Leanne Gail Family Name or Surname Robinson			
Inventor's Signature <i>Leanne Gail Robinson</i>		Date <i>4 June 02</i>	
Residence: City Madrid	State NY	Country US	Citizenship US
Mailing Address 2535 CR 28			
City Madrid	State NY	Zip 13660	Country US
NAME OF SECOND INVENTOR:			
Given Name (first and middle [if any]) William Leslie Family Name or Surname RODEE			
Inventor's Signature <i>William Leslie Rodde</i>		Date <i>6/4/09</i>	
Residence: City Canton	State NY	Country US	Citizenship US
Mailing Address			
City Canton	State NY	Zip 13617	Country US